

AP 3570 SMOKE-FREE LEARNING AND WORKING ENVIRONMENT**References:**

Government Code Sections 7596, 7597, 7597.1, and 7598;
Health and Safety Code Section 104495;
Title 8 Section 5148
Labor Code Section 6404.5;
Education Code Sections 70902 and 76033(e);
Penal Code Sections 602 and 853.6;
Vehicle Code Section 4000.1;
Marin County Ordinance 3464

This procedure applies to employees, students, vendors, visitors, and other persons who use the vehicles and facilities on the campuses or centers that are part of the District. Signs prohibiting smoking shall be prominently displayed. The policy will be communicated via District communication means including course schedules, catalogs, student and employee handbooks, posters, and the web site.

Smoking shall be permitted only in designated areas clearly indicated by "Designated Smoking Area" signage. Designated Smoking Areas shall be subject to review and possible change.

If an individual is identified as violating the Smoke-Free Campus Environment Policy, the Campus Police and/or manager should be notified immediately. Individuals refusing to comply with the Smoke-Free Campus Environment Policy should be referred to the manager and/or Campus Police who may issue a citation or follow discipline procedures. Repeat student violators will be referred to the appropriate administrator for violation of the Student Conduct statement. Employees who are repeat violators may be subject to the disciplinary process according to the appropriate collective bargaining or administrative agreement. All others will be asked to leave District property and if they refuse, may be subject to arrest for trespass according to Penal Code Section 602.

Smoking products, including but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, marijuana, and an electronic device that delivers nicotine or other vaporized liquids to a person inhaling from the device (e.g. e-cigarettes and vaporizers) may not be used within 30 feet of any facility and 250 feet of a sporting event. A sports event is any practice, game, or any other related activity organized by an entity at which athletes are present.

Staff shall not use tobacco products while in the performance of their duties, while in a uniform or in accordance with this procedure.

The sale and use of tobacco products is prohibited on District property.

Information for students and employees regarding smoking cessation, local treatment centers, and literature on the issue shall be available in the Health Center as well as the Human Resources Office.

See also BP 3570 Smoke Free Learning and Working Environment and BP/AP 3550 Drug and Alcohol-Free Environment and Drug and Alcohol Abuse Prevention Program (DAAPP)

Office of Primary Responsibility: Administrative Services

Date Approved: June 28, 2011

Date Revised: November 13, 2012; March 13, 2018

Date Revised: April 18, 2023